IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.5105 OF 2005

Mr.Mufazzal Ebrahim Kolsawala
and Ors. ..Applicants

Vs.

Mrs.Sadaf Kolsawala & Anr. ..Respondents

...
Mr. Prakash Naik Advocate for Applicants
Mr. R.A.Shaikh for Respondent no.1
Mr. V.B.Konde-Deshmukh A.P.P. for the State
...

CORAM: SMT.V.K.TAHILRAMANI,J.

DATE : AUGUST 17,2005

P.C.

1. Heard the learned advocate for the applicants, learned advocate for the respondent no.1-original complainant and the learned A.P.P. for the State.

2. The applicants are seeking quashing of proceedings relating to Criminal Case No.374/PW/2005 whichis under Sections 498-A and 406 of IPC. The said case is arising out of C.R.No. 186/2004 registered with M.R.A.Marg Police Station

on the complaint of respondent no.1

3. The learned advocate for the respondent no.1-complainant has submitted that the dispute between the applicants and the complainant has been amicably settled out of the Court and that the complainant does not wish to pursue her complaint. The parties have entered into consent terms which are annexed to the present application at Exhibit-C. In view of the fact that the parties have settled the dispute amicably and looking to the fact that the complainant does not wish to pursue her complaint, I am of the opinion that no purpose would be achieved by continuing with the prosecution of the said case. Looking to the above facts, the proceeding in Cri.Case No. 374/PW/2005 and C.R.No.186 of 2004 of M.R.A.Marg Police Station, are quashed and set aside.

6. Application is disposed of.

[V.K.TAHILRAMANI,J.]